

(3) Serves as a clearinghouse for information on labor laws applicable to Government acquisitions; and

(4) Responds to questions involving FAR part 22, GSAR part 522 or other contractor labor relations matters that arise in connection with GSA acquisition programs. OGC is responsible for determining the agency's legal position with respect to these matters.

(b) GSA personnel in discharge of their duties and consistent with FAR 22.101-1(b), shall refrain from involvement in or expressing a position on, labor negotiations between contractors and unions or on the merits of any dispute between labor and a contractor's management.

[57 FR 7556, Mar. 3, 1992]

#### **522.101-3 Reporting labor disputes.**

Reports required by FAR 22.101-3 must be submitted to the agency labor advisor.

[57 FR 7556, Mar. 3, 1992]

#### **522.103 Overtime.**

##### **522.103-4 Approvals.**

The head of the program office is the agency official responsible for approving overtime under FAR 22.103-4(a).

##### **522.103-5 Contract clause.**

The contracting officer shall include the clause at FAR 52.222-1, Notice to the Government of Labor Disputes, in solicitations and contracts for items on the DoD Master Urgency List.

[57 FR 7556, Mar. 3, 1992]

### **Subpart 522.3—Contract Work Hours and Safety Standards Act**

#### **522.302 Liquidated damages and overtime pay.**

(a) The Administrator has designated the Heads of Central Office Services to make determinations under FAR 22.302(c).

(b) Upon a final administrative determination regarding the assessment of liquidated damages, the contracting officer notifies the appropriate Finance Office of the decision and provides necessary instructions regarding the disposition of funds withheld or the col-

lection of funds. If funds were withheld from contract payments to satisfy the claim for liquidated damages pending a final administrative determination, the appropriate Finance Office shall be instructed to immediately release any funds in excess of the amount specified in the final administrative determination to the contractor. If funds were not withheld or if the amount of liquidated damages assessed exceeds that amount withheld for liquidated damages, the contracting officer initiates collection action by withholding funds from payments due on the instant contract or by issuing a demand for payment. When the contractor has other Government contracts the demand letter should indicate the Government's intent to offset if payment is not made. The contracting officer will provide the appropriate Finance Office with a copy of the demand for payment and request that the Finance Office initiate collection action under 41 CFR Part 105-55, Collection of Claims Owed the United States, if payment is not made in accordance with the demand letter.

### **Subpart 522.4—Labor Standards for Contracts Involving Construction**

#### **522.404 Davis-Bacon Act wage determinations.**

##### **522.404-6 Modifications of wage determinations.**

Contracting directors may request extensions of the 90-day period for application of a general wage determination. See FAR 22.404-6(b)(6).

#### **522.406 Administration and enforcement.**

##### **522.406-1 Policy.**

The GSA Form 618-A, Transmittal of Contract Award, may be used to inform contractors of their obligations under the labor standards clauses of the contract.

##### **522.406-6 Payrolls and statements.**

Prime contractors and subcontractors who personally perform work are required to submit, instead of weekly payrolls and statements of compliance with respect to payment of wages, a